



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/826,697	04/05/2001	Michael Baj	12128-065001

**CONFIRMATION NO. 4200**  
**FORMALITIES LETTER**



\*OC000000006052132\*

DAVID L. FEIGENBAUM  
Fish & Richardson P.C.  
225 Franklin Street  
Boston, MA 02110-2804

Date Mailed: 05/08/2001

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION****FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

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*A copy of this notice **MUST** be returned with the reply.*

*[Handwritten signature]*  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



4-A

Attorney's Docket No.: 12128-065001  
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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michael Baj                          Art Unit : Unknown  
Serial No. : 09/826,697                          Examiner : Unknown  
Filed : April 5, 2001  
Title : QOS TESTING OF A HARDWARE DEVICE OR A SOFTWARE CLIENT

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed May 8, 2001 (copy enclosed), applicant as a large entity submits herewith the following:

- Payment of the basic filing fee of \$710;
- Payment of the additional/multiple dependent claims fees of \$0;
- Check in payment of \$130 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application;
- A Verified Statement Claiming Small Entity Status;
- Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63;
- A verified English translation of the application and payment of the \$0 fee required under 37 CFR §1.17(k); and
- Other: Substitute drawings.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to deposit account 06-1050.

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL**

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

July 9, 2001

Date of Deposit

Signature

Deborah R. Nast

Typed or Printed Name of Person Signing Certificate

Applicant : Michael Baj  
Serial No. : 09/826,697  
Filed : April 5, 2001  
Page : 2

Attorney's Docket No.: 12128-065001

Respectfully submitted,

Date:

July 9, 2001

  
Kenneth F. Kozik  
Reg. No. 36,572

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Boston, MA 02110-2804  
Telephone: (617) 542-5070  
Facsimile: (617) 542-8906

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Attorney's Docket No.: 12128-065001

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Applicant : Michael Baj  
Serial No. : 09/826,697  
Filed : April 5, 2001  
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Art Unit : Unknown  
Examiner : Unknown

**Attention: Official Draftsman**

Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL OF FORMAL DRAWINGS

In response to the Notice of Missing Parts mailed May 8, 2001, please substitute the enclosed 3 sheets of formal drawings for the corresponding drawings presently in the application.

Please apply any charges or credits to deposit account 06-1050.

Respectfully submitted,

Date: July 9, 2001

  
Kenneth F. Kozik  
Reg. No. 36,572

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Boston, MA 02110-2804  
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